

109TH CONGRESS
1ST SESSION

H. R. 4036

To amend the Public Health Service Act to allow qualifying children's hospitals to participate in the 340B drug discount program.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 7, 2005

Mr. GILLMOR (for himself and Ms. DEGETTE) introduced the following bill;
which was referred to the Committee on Energy and Commerce

A BILL

To amend the Public Health Service Act to allow qualifying children's hospitals to participate in the 340B drug discount program.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. ALLOWING QUALIFYING CHILDREN'S HOS-**
4 **PITALS TO PARTICIPATE IN THE 340B DRUG**
5 **DISCOUNT PROGRAM.**

6 (a) IN GENERAL.—Section 340B(a)(4)(L) of the
7 Public Health Service Act (42 U.S.C. 256b(a)(4)(L)) is
8 amended—

9 (1) by inserting after “A subsection (d) hospital
10 (as defined in section 1886(d)(1)(B) of the Social

1 Security Act)” the following: “or a children’s hos-
2 pital described in section 1886(d)(1)(B)(iii) of such
3 Act”; and

4 (2) in clause (ii), by inserting “or, in the case
5 of such a children’s hospital, as would be determined
6 under such section if the hospital were such a sub-
7 section (d) hospital” after “section 1886(d)(5)(F) of
8 the Social Security Act”.

9 (b) EFFECTIVE DATE.—The amendments made by
10 subsection (a) shall apply to drugs purchased on or after
11 the date of the enactment of this Act.

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